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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Appl. No. : 10/067,185 Confirmation No. 5257  
Applicant : Thomas D. Johnson  
Filed : February 1, 2002  
TG/A.U. : 1651  
Examiner : Leon B. Lankford  
Docket No. : 02-0201-JOHN  
Customer No. : 26357

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NUMBER OF PAGES: 2 (Includes this page)

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Typed name of person signing this certificate: Robert M. Hunter

Signature: Robert M. Hunter 42,679

**PETITION UNDER 37 CFR 1.181  
TO INVOKING THE SUPERVISORY AUTHORITY OF THE COMMISSIONER**

Petitioner requests that a supplemental Office action be issued in the subject application that identifies which, if any, of the claims are deemed linking claims by the Examiner. Linking claims were not identified in the Office action mailed on 09/29/03 containing an election/restriction requirement. Neither were linking claims identified in the first Office action on the merits that was mailed on 12/16/03 after the applicant proposed a list of linking claims in an election/amendment that was filed on 10/28/03. A second notification that listed linking claims was filed by the applicant on 01/16/04. This petition is being filed at this point because it is unclear when the two-month period started during which the petition must be filed.

No fee is required for this petition.

Respectfully submitted,



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